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Court-Appointed Class Counsel

[Additional Counsel Listed on Signature Page.]

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

RALPH DEMMICK, on behalf of
himself and all others similarly situated;
DONALD BARTH, on behalf of
himself and all others similarly situated,

Plaintiffs,

v.

CELLCO PARTNERSHIP, a Delaware
General Partnership doing business as
Verizon Wireless; and DOES 1 through
10,

Defendant.

Civ. Act. No. 06-2163 (JLL)

Honorable José L. Linares

**PLAINTIFFS' UNOPPOSED
MOTION FOR ORDER: (1)
GRANTING PRELIMINARY
APPROVAL TO SETTLEMENT;
(2) CONDITIONALLY
CERTIFYING SETTLEMENT
CLASSES; AND (3) APPROVING
CLASS NOTICE PLAN**

Return Date: November 17, 2014

Oral Argument Not Requested

TO ALL PARTIES AND TO THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that, on November 17, 2014 at 10:00 a.m., or as soon thereafter as counsel may be heard, before the Honorable José L. Linares, U.S.D.J., at the Martin Luther King, Jr. Federal Building and Courthouse, 50 Walnut Street, Newark, New Jersey, plaintiffs Ralph Demmick and Donald Barth (together, “Plaintiffs”) shall move this Court for an Order: (1) granting preliminary approval to the parties’ settlement of this certified class action, as set forth in the Stipulation and Settlement Agreement attached as Exhibit “1” to the Declaration of J. Paul Gignac; (2) conditionally certifying, for settlement purposes only, the Settlement Classes defined in the Stipulation and Settlement Agreement at Article II, ¶¶ 21, 23; and (3) approving the Class Notice Plan attached as Exhibit “1” to the Declaration of Gina M. Intrepido-Bowden and summarized in the Stipulation and Settlement Agreement at Article V, ¶¶ 1-5.

PLEASE TAKE FURTHER NOTICE that, in support of the motion, Plaintiffs will rely upon the Memorandum of Law submitted herewith, the Stipulation and Settlement Agreement, the Declaration of J. Paul Gignac, and the Declaration of Gina M. Intrepido-Bowden.

This motion is not opposed. Therefore, oral argument is not requested unless desired by the Court.

Dated: October 24, 2014

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